



PATENT  
Customer No. 22,852  
Attorney Docket No. 05788.0182-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Tony Brown et al.

Application No.: 09/961,335

Filed: September 25, 2001

For: WATER RESISTANT CABLE

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)  
) Group Art Unit: 2874  
)  
) Examiner: Not Assigned  
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)  
)  
)  
)

Commissioner for Patents  
Washington, DC 20231

Sir:

**DECLARATION OF ROGER HEALEY UNDER 37 C.F.R. 1.47(a)**

A.

I, Roger Healey, hereby declare as follows:

1. I am employed by Pirelli General, (the U.K. parent firm of Pirelli Cables Ltd., which is a subsidiary of Pirelli S.p.A.) as patent liaison.

2. In response to a request from Mr. Claudio Ravizza of Direzione Proprietà Industriale of Pirelli S.p.A., I spoke with Mr. Nigel Shackleton by telephone on August 8, 2001, at telephone number 01633 74027, and was advised by him that it was unlikely that he would sign any forms relating to the above-identified patent application entitled "WATER RESISTANT CABLE," and identified by our reference number PC 805. On August 8, 2001, I sent a message by electronic mail (e-mail) to Mr. Ravizza, confirming my telephone conversation with Mr. Shackleton, as shown on page 1 of the attached series of e-mail messages identified as EXHIBIT C.

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3. In response to a letter dated October 10, 2001, from Ms. Mariangela Sala, a copy of which is attached hereto and identified as EXHIBIT D, I prepared and sent a letter dated October 30, 2001, to Mr. Shackleton (copy attached and identified as EXHIBIT E) at his last known address:

Mr. N. Shackleton  
19 Five Locks Close  
Pontnewydd  
Gwent  
United Kingdom  
NP44 IDB

enclosing an Assignment (copy attached and identified as EXHIBIT F) and combined Declaration and Power of Attorney (copy attached and identified as EXHIBIT G) for the United States and requesting that he sign the forms and return them to me in a stamped, addressed envelope which I enclosed for his convenience. The Royal Mail special delivery mailing receipt (front and sides) showing a date stamp of 31 OCT 01, is attached hereto and identified as EXHIBIT H. A Royal Mail "CONFIRMING YOUR DELIVERY" notice showing delivery of the letter of October 30, 2001, to the last known address of Mr. Shackleton on 1 NOV 2001 is attached hereto and identified as EXHIBIT I. A copy of a facsimile from Consignia (Royal Mail) dated November 20, 2001, also confirming delivery of the letter of October 30, 2001, to the last known address of Mr. Shackleton, is attached hereto and identified as EXHIBIT J.

4. At no time has Mr. Shackleton returned any of the documents to me, and I have not received any correspondence or had any other communication from him relating to the above-identified patent application since my telephone conference with him on August 8, 2001.

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5. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that the willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signed:   
A. Roger Healey

Dated: 5<sup>th</sup> April 2002 X

ATTACHMENTS:

EXHIBIT C  
EXHIBIT D  
EXHIBIT E  
EXHIBIT F  
EXHIBIT G  
EXHIBIT H  
EXHIBIT I  
EXHIBIT J

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